

Docket No.: 12810-00311-US1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Michael Bartsch et al.

Application No.: 10/586,451

Confirmation No.: 7376

Filed: July 18, 2006

Art Unit: 1626

For: **METHOD FOR THE PRODUCTION OF
PENTENE NITRILES FROM N-BUTANE**

Examiner: Joseph R. Kosack

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Election of Species Requirement set forth in the Office Action mailed October 8, 2008, applicant hereby provisionally elects the species as described in Example 1 of the present specification, with traverse. Claims 1-5 read on the species.

Applicant directs the Examiner's attention to the fact that the above application is a 35 U.S.C. 371 Application of International Application No. PCT/EP2005/000773 and that the unity of the invention was not therein contested. Therefore, Applicant believes that the current objection (lack of unity) is improper, and respectfully requests that the Election of Species Requirement be withdrawn.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 03-2775, under Order No. 12810-00311-US1 from which the undersigned is authorized to draw.

Dated: November 10, 2008

Respectfully submitted,

Electronic signature: /Bryant L. Young/
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